



**MARASHLIAN
& DONAHUE, PLLC**
THE COMMLAW GROUP

ORIGINAL

NEW APPLICATION



0000169001

March 1, 2016

DOCKET CONTROL

VIA OVERNIGHT DELIVERY

Mr. Steve Olea, Director - Utilities Division
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007-2996

Arizona Corporation Commission

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[Signature]

Re: Notification of *Pro Forma* Assignment of Certificate of Convenience and Necessity from Mobilitie, LLC to Transport Network of AZ, LLC

Dear Mr. Olea:

T-20913A-16-0079

T-20954A-16-0079

Mobilitie, LLC ("Mobilitie," or "Assignor") and Transport Network of AZ, LLC ("Transport Network of AZ," or "Assignee") (collectively the "Parties"), by undersigned counsel, hereby notify the Arizona Corporation Commission ("Commission"), of the *pro forma* assignment of Mobilitie's Certificate of Convenience and Necessity to Transport Network of AZ ("Transaction").

It is the Parties' understanding that Commission approval is not required for the Transaction pursuant to Ariz. Rev. Stat. § 40-285(f). Accordingly, the Parties submit this letter for informational purposes only to ensure the continuing accuracy of the Commission's records. The Parties respectfully request that the Commission update its records, website, and other information as appropriate to reflect that Transport Network of AZ will hold the certificate following completion of the Transaction. The Parties intend to complete the assignment as soon as any required regulatory approvals are obtained.

In support, the Parties provide the following information:

I. DESCRIPTION OF THE PARTIES

A. Mobilitie, LLC

Mobilitie is a limited liability company organized under the laws of the State of Nevada. Mobilitie designs, builds, and operates network and infrastructure to deliver optimal wireless coverage. Mobilitie's complete wireless infrastructure solutions include funding, designing, building, operating, and maintaining neutral host outdoor and indoor distributed antenna systems (DAS), small cells, Wi-Fi, and communication towers. On January 19, 2016, Mobilitie was authorized to provide radio frequency transport services to enable other carriers, including, but not limited to, wireless telecommunications service providers, to provision the direct transmission of voice communications and data services within the State of Arizona.¹ Mobilitie is authorized to provide competitive local

¹ See generally *In the Matter of the Application of Mobilitie, LLC for Approval to Provide Radio Frequency Transport Services to Enable Other Carriers, Including, But Not Limited to, Wireless Telecommunications Service Providers, to Provision the Direct Transmission of Voice Communications and Data Services in*

exchange, interexchange, and/or backhaul transport telecommunications services pursuant to registration, agency order, or on a deregulated basis in all fifty states, and the District of Columbia. Mobilitie's headquarters is located at 2220 University Drive, Newport Beach, California 92660.

B. Transport Network of AZ, LLC

Transport Network of AZ is a Delaware limited liability company with its principal business address at 3972 Barranca Parkway, Suite J-606, Irvine, California 92606. Transport Network of AZ is a wholly-owned, indirect subsidiary of Mobilitie.

II. DESCRIPTION OF THE TRANSACTION

For business and operational reasons, Mobilitie is transferring its Certificate of Convenience and Necessity to Transport Network of AZ.

Following closing, Transport Network of AZ will continue to offer the same services as Mobilitie to its customers in the State of Arizona. Furthermore, Mobilitie's management will continue to be responsible for the day-to-day operations of Transport Network of AZ's business.

III. PUBLIC INTEREST STATEMENT

The Parties submit that the Transaction described herein serves the public interest. The Transaction promotes competition among telecommunications carriers by providing Transport Network of AZ with the opportunity to strengthen its competitive position in order to accelerate the growth of the business. The Parties anticipate that the Transaction will enable them to deliver greater value and variety of services to their customers.

The Transaction will be transparent to customers, and will not result in the discontinuance, reduction, loss, or impairment of service to customers. Rather, as noted, it will enable the Parties to make available a greater variety of high-quality, innovative services to their customers.

IV. CONTACTS

Correspondence concerning this Notice should be sent to the following individuals:

Assignor

Jim Grass
Vice President, Corporate Counsel
Mobilitie, LLC
2220 University Drive
Newport Beach, CA 92660
Tel: (949) 717-6020
Fax: (949) 274-7556
Email: jim@mobilitie.com

Assignee

Michael P. Donahue
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Arizona, Docket No. T-20913A-15-0191, Decision No. 75419, Opinion and Order, Arizona Corporation Commission (Jan. 19, 2016).

Please update the Commission's records with the following information for Transport Network of AZ:

Transport Network of AZ, LLC
3972 Barranca Parkway, Suite J-606
Irvine, CA 92606
Tel: (877) 296-1009
Email: info@itbutility.com
Website: www.itbutility.com

V. CONCLUSION

For the reasons stated above, the Parties respectfully submit that the public interest, convenience, and necessity would be furthered by the Transaction. Accordingly, the Parties respectfully advise the Commission of their participation in the Transaction as described above.

An original and one (1) copy of this filing are enclosed. Please date stamp the enclosed extra copy of this filing and return it in the attached self-addressed envelope. If there are any questions regarding this filing, please do not hesitate to contact the undersigned directly.

Respectfully submitted,



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